



CITY COUNCIL MEETING
CITY COUNCIL CHAMBERS
WALLACE J. PUCHALSKI MUNICIPAL BUILDING
212 MAIN STREET, NORTHAMPTON
Northampton, MA
May 5, 2016

Roll Call

A regular meeting of the City Council was called to order by City Council President William H. Dwight. At 7:10 p.m. on a roll call the following City Councilors were present:

At-Large Councilor William H. Dwight	At-Large Councilor Jesse M. Adams
Ward 1 Councilor Maureen T. Carney	Ward 2 Councilor Dennis P. Bidwell
Ward 3 Councilor Ryan R. O'Donnell	Ward 4 Councilor Gina-Louise Sciarra
Ward 5 Councilor David A. Murphy	Ward 6 Councilor Marianne L. LaBarge
Ward 7 Councilor Alisa F. Klein.	

The following City Councilor(s) was (were) absent: None

Public Hearing

Public Hearing:

**Public Hearing
Announced**

Councilor Dwight announced that there will be a Public Hearing pertaining to a Petition received from National Grid regarding a permit to relocate an SO pole on Elm Street. The Public Hearing will be held during the City Council Meeting on May 19, 2016 @ 7:05 pm @ 212 Main Street, Northampton (City Council Chambers).

**Recognitions
and One-Minute
Announcements
by Councilors**

Recognitions and One-Minute Announcements by Councilors

Councilor Bidwell announced that on Saturday, May 8, 2016 @ Smith Vocational and Agricultural High School from 9 am – 1 pm the Northampton Education Foundation will be holding its annual plant sale. The proceeds all go to books for the public schools.

Announcements

Councilor Bidwell announced that the Springfield Regional Chamber will be holding a roundtable discussion on Creating a Western Massachusetts Renaissance on Wednesday, May 11, 2016. The panel will include Rick Sullivan of Western Mass Economic Development Council. The event will begin at 7:15 am.

Councilor Sciarra announced that the Committee on Community Resources is having a series of forums on the downtown economy. The first one will be Monday, May 16 at 5:30 p.m. in City Council Chambers. The focus will be on Business Owners. Other forums will be held as follows: June 20, 2016 @ 5:30 p.m. for Downtown Workers & Residents; June 27, 2016 @ 1:00 pm for Downtown Workers; and July 18, 2016 @ 5:30 pm for Property Owners, Leasing, Arts & Tourism. All forums will be held in City Council Chambers. For further information see the City Council Web page regarding Committee Study Requests.

Councilor Dwight announced that the City Council will be holding annual Budget Hearings on May 25th and 26th. Councilor Dwight will not be present; Councilor O'Donnell will be presiding over the meeting. All councilors are requested to submit to the Administrative Assistant their preferences for departments that they would like to present at the Budget Hearings.

**Communications
and
Proclamations
From the Mayor**

Communications and Proclamations From the Mayor:

Mayor Narkewicz announced that the Mayor's Office is interested in getting community input regarding the LED Streetlight project. Several test lamp fixtures have been installed, including different bulb types. There is a page on the City website where people can complete a survey about their preferred lighting choice. The webpage also contains information regarding where the sample light sources are installed and can be viewed prior to completing the survey.

Resolutions

Resolutions:

**16.077 A
Resolution to
affirm the City's
non-
discrimination
policy and in
support of**

16.077 A Resolution to affirm the City's non-discrimination policy and in support of equality of access in public places - 1st Reading

equality of
access in public
places - 1st
Reading

Motion to
approve in 1st
reading

Councilor O'Donnell moved to approve the resolution in first reading; Councilor Sciarra seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

Councilor O'Donnell noted that in 2011 the City Council approved a resolution in support of the last expansion of civil rights protections at the state level for gender identity in matters of education, housing, employment and credit. However, at that time there was a carve out that did not extend protections for people on the basis of gender identity in matters of public accommodations. Public accommodation is anywhere you might go that is not in your house. Therefore, this would include restaurants, hotels, shopping malls, etc. About seventeen or so states have non-discrimination laws in place, however, Massachusetts is the only state with carve outs for no protections for people in matters of public accommodations. The purpose of the resolution is to affirm that we would like the state legislature to act and for the Governor to sign legislation to close the loophole in our state's civil rights law.

Councilor LaBarge thinks Northampton is known for its great diversity. She has not heard of any places where there were problems, so she had concerns regarding the language in the proposed resolution. Northampton doesn't allow hate crimes, and is very protective with anyone who lives or visits the City.

Councilor O'Donnell explained that our democracies and our freedoms are not just about our government, but about our whole society. People need to go about their lives without fear of harassment or discrimination. The City of Northampton has shown by example how that is possible. He looks upon this resolution as a way to lead by example and show the state that this is a good thing to do. With this resolution the City will reaffirm its policy on human rights, but the biggest use of this will be to assert the City's opinion regarding state legislation; what Northampton gets right, Councilor O'Donnell would like to see extended to the rest of the Commonwealth.

Councilor LaBarge noted that the Human Rights Commission was established to promote awareness about the importance of diversity; the Police Department is very good; neighbors watch neighbors and hate crimes, while an issue four years ago, do not seem to be a current problem. She understands that Councilor O'Donnell wants the Governor to include public places and so forth.

Councilor Dwight commented that the State Senate has advanced their Bill out of committee; Senator Stan Rosenberg has posted this information on his website. The Bill is now pending in the Legislature. This resolution reaffirms our commitment to see that there is fairness, justice and equity and not just give lip service.

Councilor Carney thanked Councilor O'Donnell for bringing the resolution forward. She notes that the timing coincides with the Pride Parade Day on Saturday, May 8, 2016. This will be the 35th annual event in Northampton. It will be a great day of recognition for gay, lesbian, bisexual and transgender people across the City.

Motion Carried See minutes of May 19, 2016 for second reading.

Presentations

Presentations: None

Consent Agenda

Consent Agenda

Motion to
approve consent
agenda

Councilor LaBarge moved to approve the consent agenda; Councilor O'Donnell seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.

Motion Carried

The following items were included on the consent agenda:

Approve Minutes of the April 21, 2016 City Council meeting

Petition to discontinue a portion of Elm Street - Refer to Committee on Public Works and Utilities and to the Department of Public Works, and the Planning Board (16.064)

Approve Application for Permit for Supervised Display of Fireworks-Application Received from Northampton Family Fourth Committee, Inc. of 40 Keyes Street, Florence - Event Date June 25, 2016 @ Look Park (16.070)

Approve Application for Second Hand Dealer's License for Sekhmet, LLC d/b/a Find located at 42 Maple Street, Florence (16.074)

	<p>Approve Application for Weekday & Sunday Bowling License for Northampton Bowl located at 525 Pleasant Street (16.073)</p> <p>Refer appointment of Director of Public Works candidate Donna LaScaleia to the City Council Committee on City Services (16.075)</p> <p>16.078 Refer Appointments to the City Council Committee on City Services as follows:</p> <ul style="list-style-type: none"> • Board of Health: Re-Appointment of Joanne Levin • Central Business Architecture Committee: Appointment of Bridget Goggins and Melissa Frydlo • Community Preservation Committee: Re-Appointment of Brian Adams • Conservation Commission: Re-Appointment of C. Mason Maronn and Appointment of Jason Perry • Council on Aging: Re-Appointment of Robert Montague • Disability Commission: Re-Appointment of James Winston • Energy & Sustainability Commission: Re-Appointment of Mary Biddle, Adin Maynard & Scott Silver • Planning Board: Move Dan Felten from Associate Member to Full Member
<u>Recess for Committee on Finance Meeting</u>	At 7:30 p.m. the City Council recessed for the Committee on Finance meeting. The City Council reconvened at 8:30 p.m.
<u>Financial Orders</u>	<u>Financial Orders:</u>
<u>16.060 Financial Order regarding budgetary transfers between various department - 1st Reading</u> <u>Motion to approve in 1st reading</u> <u>Motion Carried</u>	<u>16.060 Financial Order regarding budgetary transfers between various department - 1st Reading</u> <p>Councilor O'Donnell moved to approve the order in first reading; Councilor LaBarge seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.</p> <p><u>See minutes of May 19, 2016 for second reading.</u></p>
<u>16.063 Financial Order to authorize payment of a prior fiscal year bill for Smith Vocational & Agricultural School in the amount of \$8,135.36 - 1st Reading</u> <u>Motion to approve in 1st reading</u> <u>Motion Carried</u>	<u>16.063 Financial Order to authorize payment of a prior fiscal year bill for Smith Vocational & Agricultural School in the amount of \$8,135.36 - 1st Reading</u> <p>Councilor LaBarge moved to approve the order in first reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.</p> <p><u>See minutes of May 19, 2016 for second reading.</u></p>
<u>16.066 Order to purchase land off of Reservoir Road - 1st Reading</u> <u>Motion to approve in 1st reading</u> <u>Motion Carried</u>	<u>16.066 Order to purchase land off of Reservoir Road - 1st Reading</u> <p>Councilor LaBarge moved to approve the order in first reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.</p> <p><u>See minutes of May 19, 2016 for second reading.</u></p>

16.068 Order to purchase 55 +/- acres located between Glendale & Westhampton Roads - 1st Reading

Motion to approve in 1st reading

Motion Carried

16.068 Order to purchase 55 +/- acres located between Glendale & Westhampton Roads - 1st Reading

Councilor LaBarge moved to approve the order in first reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

See Minutes of May 19, 2016 for second reading.

16.069 Order to authorize the purchase of 110 +/- acres to add to the Brookwood Marsh Conservation Area - 1st Reading

Motion to approve in 1st reading

Motion Carried

16.069 Order to authorize the purchase of 110 +/- acres to add to the Brookwood Marsh Conservation Area - 1st Reading

Councilor Murphy does not support the order as he believes that taking developable land off the tax rolls is not in the best interest of the City.

Councilor Bidwell will be voting "no" as he agrees with Councilor Murphy. The land in question appears to have water and sewer access; if he learns more between first and second reading he might change his mind, but for the time being he will not be supporting the order.

Councilor Adams agrees with Councilors Bidwell and Murphy.

Councilor Klein moved to approve the order in first reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 6 Yes, 3 No (Adams, Bidwell, Murphy).

See minutes of May 19, 2016 for second reading.

16.071 Financial Order to appropriate \$32,356.31 from the GF Free Cash to NPS for federal eRate to support technology infrastructure - 1st Reading

Motion to approve in 1st reading

Motion Carried

16.071 Financial Order to appropriate \$32,356.31 from the GF Free Cash to NPS for federal eRate to support technology infrastructure - 1st Reading

Councilor O'Donnell moved to correct the spelling of the word "thru" to "through" and that the title is corrected to reflect "NPS", not "NPPS". Councilor Bidwell seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.

Councilor O'Donnell moved to approve the order in first reading; Councilor LaBarge seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

See minutes of May 19, 2016 for second reading.

16.072 Financial Order to Rescind Borrowing Authority for Land off of Easthampton Road (previously Approved in August, 2015) - 1st Reading

Motion to approve in 1st reading

16.072 Financial Order to Rescind Borrowing Authority for Land off of Easthampton Road (previously Approved in August, 2015) - 1st Reading

Councilor Bidwell moved to approve the order in first reading; Councilor O'Donnell seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

16.072

Continued

Motion Carried

See minutes of May 19, 2016 for second reading.

16.076 Financial Order to appropriate \$9,850 from the GF Free Cash for technical assistance to analyze broadband services - 1st Reading

16.076 Financial Order to appropriate \$9,850 from the GF Free Cash for technical assistance to analyze broadband services - 1st Reading

Motion to approve in 1st reading

Councilor O'Donnell moved to approve the order in first reading; Councilor Bidwell seconded the motion: The motion was approved on a roll call vote of 9 Yes, 0 No.

Motion Carried

See minutes of May 19, 2016 for second reading.

16.051 A Financial Order authorizing the payment of two previous year bills from the DPW - 2nd Reading

16.051 A. Financial Order authorizing the payment of two previous year bills from the DPW - 2nd Reading

Motion to approve in 2nd reading

Councilor LaBarge moved to approve the order in second reading; Councilor Bidwell seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

Motion Carried

The following order passed second reading:

Upon the recommendation of the Mayor

16.051
AN ORDER

To authorize payment of two prior year bills from the DPW

Ordered, that:

the Council authorize payment of two prior fiscal year bills (FY2015) from the DPW for \$582.38 and \$308.60 respectively.

Enrolled

Rules suspended, passed two readings and enrolled.

16.052 Financial Order regarding gift donation of \$10,000 for Improvements to City Council Chambers - 2nd Reading

16.052 Financial Order regarding gift donation of \$10,000 for Improvements to City Council Chambers - 2nd Reading

Motion to approve in 2nd reading

Councilor Klein moved to approve the order in second reading; Councilor LaBarge seconded the motion. The motion was approved on a roll call vote of 8 Yes, 1 No (Councilor O'Donnell).

Motion Carried

The following order passed second reading:

Upon recommendation of the Mayor

Ordered, that

16.052
Continued

The Northampton City Council gratefully accepts the donation of \$10,000, a gift to the City of Northampton from D.A. Sullivan and Sons, Inc., and in accordance with Massachusetts General Law Chapter 44, Section 53A approves using the gifted funds as requested by the donor, for improvements to Council Chambers.

Enrolled

Rules suspended, passed two readings and enrolled.

16.053 Financial
Order To
appropriate
\$46,798 from
free cash to
match funds for
the
Massachusetts
Department of
Conservation
and Recreation
Urban Forestry -
2nd Reading

16.053 Financial Order To appropriate \$46,798 from free cash to match funds for the Massachusetts Department of Conservation and Recreation Urban Forestry - 2nd Reading

Motion to
approve in 2nd
reading

Councilor LaBarge moved to approve the order in second reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

Motion Carried

The following order passed second reading:

Upon the recommendation of the Mayor

16.053
AN ORDER

To appropriate \$46,798 from free cash to match funds for the Massachusetts Department of Conservation and Recreation Urban Forestry Challenge Grant for Northampton.

Whereas,

the City of Northampton wishes to integrate urban forestry into its sustainable planning initiatives by recognizing the role that public shade trees play in reducing energy use, improving air quality, mitigating storm water, spawning retail activity, and enhancing quality of life;

Whereas,

the Mayor created a new Public Shade Tree Commission and appointed a Tree Warden to advance this important objective and increased the city's tree planting budget to support their work;

Whereas, a critical next step in their work plan is the creation of a comprehensive public shade tree inventory which can be used to guide re-planting efforts, develop an urban forestry management plan, and inform future policy recommendations;

Whereas,

the City has been awarded a grant from the Massachusetts Department of Conservation and Recreation which will provide \$30,000 toward this effort;

Whereas,

the City must provide matching funds for the project, which will be used to complete a professional and systematic inventory of approximately 8,000 shade trees and 1000 planting sites in our public rights of way.

Therefore, be it Ordered, that

\$ 46,798 be appropriated from the FY16 General Fund Undesignated Fund Balance (Free Cash) for the purpose of providing matching funds for the Massachusetts Department of Conservation and Recreation Urban Forestry Challenge Grant for Northampton.

Enrolled

Rules suspended, passed two readings and enrolled.

Orders

16.065 An Order to surplus property and authorize the Mayor to transfer the property to the USA for inclusion in the Conte Fish & Wildlife Refuge - 1st Reading

Motion to approve in 1st reading

Motion Carried

Orders

16.065 An Order to surplus property and authorize the Mayor to transfer the property to the USA for inclusion in the Conte Fish & Wildlife Refuge - 1st Reading

Councilor Sciarra asked whether transferring the land to the Federal Government will impact the City's ability to access the land in an emergency situation. Mayor Narkewicz assured the Council that law enforcement agencies can still access the land in the case of a public emergency. Otherwise the City would need to coordinate with the proper agency to access the land.

Councilor O'Donnell moved to approve the order in first reading; Councilor LaBarge seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

See minutes of May 19, 2016 for second reading.

16.067 Order authorizing the Mayor to waive & decline the City's right of first refusal on property located on Rocky Hill Road - 1st Reading

Motion to approve in 1st reading

Motion Carried

16.067 Order authorizing the Mayor to waive & decline the City's right of first refusal on property located on Rocky Hill Road - 1st Reading

Councilor LaBarge moved to approve the order in first reading; Councilor Klein seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

See minutes of May 19, 2016 for second reading.

Ordinance

16.034 Ordinance pertaining to water resources - 1st Reading

Ordinances

16.034 Ordinance pertaining to water resources - 1st Reading

Councilor O'Donnell explained that this is an ordinance that would make it unlawful for future City Councils or Mayors to seek to privatize the City's water system. The reason for this is due primarily to what has happened in other communities across the country and across the state. In any given community there might be mounting maintenance needs to the water infrastructure that may make privatization look like an attractive alternative. Private companies may claim that they can do a better job at a lesser cost, however, there are numerous examples where this has not worked out the way it was planned. The Association for Public Policy Analysis and Management states that it is rare that a community will see cost savings associated with privatizing water infrastructure. What you do see is a misalignment of incentives. No longer is health and safety of the public the number one priority. Profit becomes the number one priority. Also, there is a lack of public accountability. Privatizing water infrastructure would mean eliminating democratic accountability and misaligning incentives which should be aligned such that the people of the City are served first. Examples of where this has gone wrong include the City of Atlanta which signed a 20-year lease with United Water. Atlanta terminated the agreement in the first four years due to poor service characterized by unresponsiveness, epidemic water main breaks, "boil your water" alerts, and brown water from taps. etc. Indianapolis had the same kind of experience. The City of Lynn, Massachusetts once had privatized water from a company called Veolia. The company eliminated the use of an important chemical that was used to treat the water and the result was an unbearable stench for a period of time. The City of Gloucester, Massachusetts had to pay a large fine to the State because city officials failed to recognize a bacterial problem and because of lax oversight by the City of its private contractor. The City of Plymouth, Mass. sued Veolia after the City experienced water main breaks that cost over \$2 million. The City believes that the breaks were the direct result of failure by the company to properly maintain the wastewater collection system. The person who is running the utility has every incentive to cut cost; Councilor O'Donnell feels that something as basic as water should remain owned by the public.

16.034
Continued

Councilor Klein thanked Councilor O'Donnell and the Mayor for introducing this ordinance that deals with a basic human right. She feels it is the responsibility of the City to insure that the water is safe and healthy, and that it is good for all of the residents, and that it will remain that way for future generations. Water is a public resource and as such it should be maintained by municipalities that have the public's health and well-being in mind. When private companies control resources, profit motives take precedence. Another example of a City that chose to privatize its water infrastructure is Hoboken, New Jersey. The company that was chosen, called, Suez, failed to provide the necessary upgrades to the City's infrastructure that within less than a week in March, there were two devastating water main breaks that caused large portions of the city to be without water for several days. The American Legislative Exchange Council (ALEC) is working hand-in-hand with private companies to privatize things like education and water; Councilor Klein noted that corporate lobbyists are attempting to create legislation that is looking to promote private industry over public management. Organizations like ALEC say that it is more cost effective to privatize systems, however, it has been proven through research that this is untrue. Councilor Klein notes that it is important to align the City's values with the needs of its citizens.

Councilor Bidwell supports the ordinance and believes it is a forward looking measure. He believes that Northampton should be one of those communities that make its water infrastructure unavailable for privatization.

Councilor Adams does not support the ordinance as he believes that this would preclude the City from certain opportunities. He believes that the proper safeguards are already in place. He agrees that everyone should have water and that they have a right to it. He was one of the people to vote to close the landfill to put the solar array above it. He wonders if this could be used to prevent that in the future. This is one of his concerns; when we do this we might be preventing good opportunities in the future. Jonathan Goldman who is a Northampton citizen and a former member of the Youth Commission wrote a letter to some of the councilors. Councilor Adams read several passages from Mr. Goldman's report. In it he states that he has put a great amount of research into this and concludes that not all private ownership models pose problems often associated with non-public ownership. Mr. Goldman reports that the most comprehensive study done by the Association for Public Policy Analysis and Management (2010) found that when comparing all successes and failures of private ownership, there is little to no harm from shifting ownership of water resources and sometimes there is significant benefit. Mr. Goldman feels that passing an ordinance that affects the ability of future City Councils to take an action in dire situations would be irresponsible. Mr. Goldman cited 2002 150-page assessment by the National Research Council on the privatization of water in the US which gives several examples of when creating a ban, like that proposed in the ordinance could be potentially harmful. He feels that while private ownership can sometimes be detrimental, leasing has proven to be effective across the country and has few of the other problems of private ownership. Councilor Adams finds the ordinance shortsighted and illegalizes future opportunities for the City. Since leases and sales require City Council approval, he believes that the proper safeguards are already in place. Councilor Adams points out that Solicitor Seewald has ruled in several instances that City Council cannot by ordinance require the Executive Branch to do anything or order it to not do anything. Sometimes that has been his position; an example of that would be two years ago when the Mayor issued his executive policy on immigration protection. Councilor Adams drafted an ordinance that was deemed illegal by Solicitor Seewald because the City Council cannot mandate a certain policy of the Executive Branch. Earlier this year Solicitor Seewald told the City Council that they did not have the authority to regulate parking spaces near a building controlled by the Executive Branch. This ordinance tells the DPW that it cannot sell, lease, or transfer the water infrastructure. Councilor Adams feels this is clearly the legislature putting a limitation on the Executive Branch. Councilor Adams believes that the Solicitor needs to figure out what the charter means, especially with respect to the separation of powers. His rulings have been inconsistent; he ignores his previous opinions when he finds it convenient and when he wants to give the Mayor whatever he wants. His interpretation of what is legal depends on who is asking the question.

Councilor O'Donnell thanked Councilor Adams for his comments. The report by the Association for Public Policy Analysis and Management is about the cost difference. The report says that there is no cost difference between public and private models. It also states that overall private ownership offers more incentives for cost reduction but these incentives can induce quality erosion. The other report that is cited, from National Research Council states that private operators being under contract are often farther removed from local politics which has the advantage of less political intervention in matters of technical management that can lead to less transparency and accountability. To the question whether this ordinance will "tie our hands", Councilor O'Donnell stated that if the City were ever in an emergency situation, there could always be a vote to modify or repeal the ordinance. There would be nothing preventing the Council from taking action in the case of an emergency. Regarding the question of leasing, Councilor O'Donnell states that nothing in the ordinance prevents the City from seeking outside (consultant) help on issues regarding its infrastructure. For example, the City could retain a private water meter reading service. This would not be equivalent to relinquishing control of the infrastructure. There is nothing to

16.034
Continued

prevent the City Council from setting broad policy about its water infrastructure.

Councilor LaBarge had concerns, especially with the mention of the landfill because the City is looking at putting solar in the landfill. Mayor Narkewicz stated that the City is leasing out the capped portion of the landfill, but that this is not part of the water or sewer system. Councilor LaBarge noted that the Barnes Aqua filter is located on this property. Mayor Narkewicz noted that this ordinance would not affect the landfill in any way.

Councilor Murphy made a motion to move the question; Councilor Adams seconded the motion. The motion was approved on a voice vote (and a show of hands) of 5 Yes, 4 No (Councilors Sciarra, O'Donnell, Dwight and Klein).

Councilor LaBarge requested an opinion from the City Solicitor relative to the legality of the ordinance as she is concerned about what she was hearing from Councilors Adams and O'Donnell. The opinion could be expressed in writing or the Solicitor could attend the next City Council meeting. Councilor Dwight agreed to follow up.

Councilor Adams asked that he compare this to other opinions that he has given; Councilor Dwight will ask for the Solicitor's opinion on this one issue; if Councilor Adams has concerns relative to other opinions he has given, he should pursue them himself.

Motion to
approve in 1st
Reading

Councilor O'Donnell moved to approve the ordinance in first reading; Councilor LaBarge seconded the motion. The motion was approved on a roll call vote of 8 Yes, 1 No (Councilor Adams).

Motion Carried

See minutes of May 19, 2016 for second reading.

16.048 An
Ordinance to
Provide for
Limited Time
Parking on King
Street by
revising Section
312-104
Schedule III of
City Code - 2nd
Reading

16.048 An Ordinance to Provide for Limited Time Parking on King Street by revising Section 312-104 Schedule III of City Code - 2nd Reading

Councilor O'Donnell noted that this is an example where the City Council has set policy about public property.

Councilor Adams noted that the Solicitor should be asked his opinion about this ordinance. Depending on who asks and what day it is, the Solicitor will give his opinion.

Motion to
approve in 2nd
reading

Councilor O'Donnell moved to approve the ordinance in second reading; Councilor Sciarra seconded the motion. The motion was approved on a roll call vote of 9 Yes, 0 No.

Motion Carried

The following ordinance passed second reading:

Upon the recommendation of The Department of Public Works

16.048
AN ORDINANCE
To Provide for Limited Time Parking on King Street

Be it ordained by the City Council of the City of Northampton, in the City Council assembled as follows:

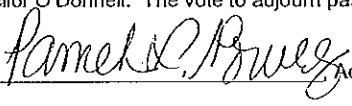
SECTION 1

That § 312-104 titled Schedule III: Limited Time Parking be Revised
By adding the following:

Name of Street	Side	Time Limit/Hours; From Days	To
King Street	North- easterly	15 mins./8:00 a.m. to 6:00 p.m.; Monday through Saturday	A point 237 feet southerly from Trumbull Road
			A point 257 feet southerly from Trumbull Road

Ordained and
Enrolled

Rules suspended, passed two readings, ordained and enrolled.

<p><u>16.061 An Ordinance to establish two one-hour parking spaces in Florence on Main St. - Refer to the Committee on Legislative Matters</u></p> <p><u>Motion to refer</u></p> <p><u>Motion Carried</u></p>	<p><u>16.061 An Ordinance to establish two one-hour parking spaces in Florence on Main St. - Refer to the Committee on Legislative Matters</u></p> <p>Councilor O'Donnell moved to refer the ordinance to committee; Councilor Klein seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.</p>
<p><u>16.062 an Ordinance to add a yield sign at Venturers Field Road - Refer to the Committee on Legislative Matters</u></p> <p><u>Motion to refer</u></p> <p><u>Motion Carried</u></p>	<p><u>16.062 an Ordinance to add a yield sign at Venturers Field Road - Refer to the Committee on Legislative Matters</u></p> <p>Councilor Klein moved to refer the ordinance to committee; Councilor LaBarge seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.</p>
<p><u>Updates from Council President and Committee Chairs</u></p>	<p><u>Updates from Council President and Committee Chairs:</u></p> <p>Councilor Dwight noted that the Pride March will be Saturday, May 8, 2016.</p>
<p><u>Information Requests (Charter Provision 2-7) and Information Study Requests</u></p>	<p><u>Information Requests (Charter Provision 2-7) and Information Study Requests</u></p> <p>None</p>
<p><u>New Business</u></p>	<p><u>New Business:</u> None</p>
<p><u>Adjourn</u></p>	<p><u>Adjourn</u></p> <p>At 9:20 p.m., a motion to adjourn was made by Councilor Bidwell and seconded by Councilor O'Donnell. The vote to adjourn passed on a voice vote of 9 Yes, 0 No.</p> <p>Attest:  Administrative Assistant to the City Council</p>

2015-2016 City Council Roll Call Record												
Record of City Council Votes for May 5, 2016												
Roll Call by Pamela L. Powers, Administrative Assistant to the City Council @ 7:10 p.m.			Adams	Bidwell	Carney	Dwight	Klein	LaBarge	Murphy	O'Donnell	Sciara	Total
16.077 A Resolution to affirm the City's non-discrimination policy and in support of equality of access in public places			Present	Present	Present	Present	Present	Present	Present	Present	Present	9 Present, 0 Absent
1st Reading			Yes	Yes	Yes	Yes	Yes	Yes	Yes	Motion to Approve Yes	Second Yes	Motion Carried 9 Yes, 0 No
16.060 Financial Order regarding budgetary transfers between various departments			Yes	Yes	Yes	Yes	Yes	Second Yes	Yes	Motion to Approve Yes	Yes	Motion Carried 9 Yes, 0 No
1st Reading			Yes	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 9 Yes, 0 No
16.063 Financial Order to authorize payment of a prior fiscal year bill for Smith Vocational & Agricultural School in the amount of \$8,135.35			Yes	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 9 Yes, 0 No
1st Reading			Yes	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 9 Yes, 0 No
16.066 Order to purchase land off of Reservoir Road			Yes	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 9 Yes, 0 No
1st Reading			Yes	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 9 Yes, 0 No
16.068 Order to purchase 55 +/- acres located between Glendale & Washington Roads			Yes	Yes	Yes	Yes	Yes	Motion to Approve Yes	Yes	Second Yes	Yes	Motion Carried 9 Yes, 0 No
1st Reading			Yes	Yes	Yes	Yes	Yes	Motion to Approve Yes	Yes	Second Yes	Yes	Motion Carried 9 Yes, 0 No
16.069 Order to authorize the purchase of 110 +/- acres to add to the Brockwood Marsh Conservation Area			No	No	Yes	Yes	Motion to Approve Yes	Yes	No	Second Yes	Yes	Motion Carried 6 Yes, 3 No
1st Reading			No	No	Yes	Yes	Motion to Approve Yes	Yes	No	Second Yes	Yes	Motion Carried 6 Yes, 3 No
16.071 Financial Order to appropriate \$32,356.31 from the GF Free Cash to NPS for federal eRate to support technology infrastructure			Motion to correct the spelling of "thru" to "through" and to change "NPRS" to NPS in order title made by Councilor O'Donnell and seconded by Councilor Bidwell. The motion was approved on a voice vote.									
Motion to Amend			Yes	Yes	Yes	Yes	Yes	Second Yes	Yes	Motion to Approve Yes	Yes	Motion Carried 9 Yes, 0 No
1st Reading			Yes	Yes	Yes	Yes	Yes	Second Yes	Yes	Motion to Approve Yes	Yes	Motion Carried 9 Yes, 0 No
16.072 Financial Order to Rescind Borrowing Authority for land off of Easthampton Road (previously Approved in August, 2015)			Yes	Motion to Approve Yes	Yes	Yes	Yes	Yes	Yes	Second Yes	Yes	Motion Carried 9 Yes, 0 No
1st Reading			Yes	Motion to Approve Yes	Yes	Yes	Yes	Yes	Yes	Second Yes	Yes	Motion Carried 9 Yes, 0 No
16.076 To appropriate \$9,850 from the GF Free Cash for technical assistance to analyze broadband services - 1st Reading			Yes	Second Yes	Yes	Yes	Yes	Yes	Yes	Motion to Approve Yes	Yes	Motion Carried 9 Yes, 0 No
1st Reading			Yes	Second Yes	Yes	Yes	Yes	Yes	Yes	Motion to Approve Yes	Yes	Motion Carried 9 Yes, 0 No
16.051 A Financial Order authorizing the payment of two previous year bills from the DPW - 2nd Reading			Yes	Second Yes	Yes	Yes	Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 9 Yes, 0 No
2nd Reading			Yes	Second Yes	Yes	Yes	Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 9 Yes, 0 No

2015-2016 City Council Roll Call Record												
Record of City Council Votes for May 5, 2016												
16.052 Financial Order regarding gift donation of \$10,000 for improvements to City Council Chambers - 2nd Reading	2nd Reading	Adams	Bidwell	Carney	Dwight	Klein	Laberge	Murphy	O'Donnell	Sclarra	Total	
		Yes	Yes	Yes	Yes	Motion to Approve Yes	Motion to Second Yes	Yes	No	Yes	Motion Carried 8 Yes, 1 No	
16.053 Financial Order To appropriate \$46,798 from free cash to match funds for the Massachusetts Department of Conservation and Recreation Urban Forestry - 2nd Reading	2nd Reading	Yes	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 9 Yes, 0 No	
16.065 An Order to surplus property and authorize the Mayor to transfer the property to the USA for inclusion in the Granite Fish & Wildlife Refuge	1st Reading	Yes	Yes	Yes	Yes	Yes	Second Yes	Yes	Motion to Approve Yes	Yes	Motion Carried 9 Yes, 0 No	
16.067 Order authorizing the Mayor to waive & decline the City's right of first refusal on property located on Rocky Hill Road	1st Reading	Yes	Yes	Yes	Yes	Second Yes	Motion to Approve Yes	Yes	Yes	Yes	Motion Carried 9 Yes, 0 No	
16.034 Ordinance Pertaining to Water Resources	Motion to move the question made by Councilor Murphy and seconded by Councilor _____. The motion was approved on a voice vote.											
	Motion to Move the Question	No	Yes	Yes	Yes	Yes	Second Yes	Yes	Motion to Approve Yes	Yes	Motion Carried 5 Yes, 4 No	
	1st Reading										Motion Carried 8 Yes, 1 No	
16.048 An Ordinance to Provide for Limited Time Parking on King Street by revising Section 312-104 Schedule III of City Code	2nd Reading	Yes	Yes	Yes	Yes	Yes	Yes	Yes	Motion to Approve Yes	Second Yes	Motion Carried 9 Yes, 0 No	

At 9:20 p.m., Councilor Bidwell motioned to adjourn. Councilor O'Donnell seconded the motion. The motion was approved on a voice vote of 9 Yes, 0 No.

Recorded By:

Pamela L. Powers, Administrative Assistant to the City Council

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